

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

CITY OF CHICOPEE acting through
CHICOPEE PUBLIC SCHOOLS,
Plaintiff

v.

DAVID T. As parent and next friend of
KAITLYN T. and MASSACHUSETTS
DEPARTMENT OF EDUCATION
Defendants

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)
)
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) CIVIL ACTION NO. 04-30087-KPN

**DEFENDANT'S MOTION IN OPPOSITION TO PLAINTIFF'S
MOTION FOR LEAVE TO OFFER ADDITIONAL EVIDENCE**

The Defendants hereby move the Court to deny the Plaintiff's Motion for Leave to Offer Additional Evidence. As grounds therefore the Defendants state that the administrative record is clear and thus, because it is clear, this Court should determine that no additional evidence is warranted to supplement the administrative record. In support of its motion the Defendant refers to the fact and law that are set forth more fully in the accompanying memorandum.

WHEREFORE, Kaitlyn T. and her parents respectfully request that the Plaintiff's Motion for Leave to Offer Additional Evidence be denied.

Respectfully submitted,
The Defendants
By their attorney

September 2, 2004

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